

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

| | | | |
|---|--|---|------------------------------|
| <hr/> | | : | ECF Case |
| JOHN CLARIZIA, <i>et al.</i> , individually and | | : | |
| on behalf of all others similarly situated, | | : | No. 13 Civ. 2907 (ALC) (HBP) |
| | | : | |
| Plaintiffs, | | : | NOTICE OF MOTION |
| | | : | |
| vs. | | : | |
| | | : | |
| OCWEN FINANCIAL CORPORATION, <i>et al.</i> , | | : | |
| | | : | |
| Defendants. | | : | |
| <hr/> | | : | |

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, as well as supporting materials previously filed in connection with prior motions, defendants Assurant, Inc. and American Security Insurance Company, by and through undersigned counsel, will move in the above-captioned action before the Honorable Andrew L. Carter, Jr., United States District Judge, on a date and at a time to be determined by the Court, at the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, New York 10007, for partial reconsideration of their motion to dismiss pursuant to Rule 12(b)(1), and for the entry of an order dismissing, with prejudice, the Second Amended Class Action Complaint as against the moving defendants pursuant to Fed. R. Civ. P. 12(b)(1), and granting such other and further relief as may be just and equitable.

Dated: November 20, 2015

Respectfully submitted,

SULLIVAN & WORCESTER LLP

Andrew T. Solomon

asolomon@sandw.com

1633 Broadway

32nd Floor

New York, New York 10019

Telephone: (212) 660-3000

Facsimile: (212) 660-3001

CARLTON FIELDS JORDEN BURT, P.A.

By: /s/ Frank G. Burt

Frank G. Burt (*pro hac vice*)

fburt@cfjblaw.com

W. Glenn Merten (*pro hac vice*)

gmerten@cfjblaw.com

Brian P. Perryman (*pro hac vice*)

bperryman@cfjblaw.com

1025 Thomas Jefferson Street NW

Suite 400 East

Washington, DC 20007

Telephone: (202) 965-8100

Facsimile: (202) 965-8104

*Attorneys for Defendants Assurant, Inc.,
American Security Insurance Company, and
Standard Guaranty Insurance Company*